

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

ROY D. NEWPORT, *et al.*,

No. C 10-04511 WHA

Plaintiffs,

v.

BURGER KING CORPORATION,

**ORDER DENYING AS MOOT BURGER
KING CORPORATION'S MOTION TO
DISMISS COUNTER-DEFENDANT
WILLIE C. COOK'S COUNTERCLAIMS**

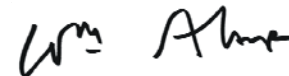
Defendant.

AND RELATED COUNTERCLAIMS.

Burger King has moved to dismiss counter-defendant Willie C. Cook's counterclaims against it. Counter-defendant Cook has now filed an amended answer and counterclaims (Dkt. No. 151). Thus, the pending motion regarding the original counterclaims is **DENIED AS MOOT**, and the motion hearing set for August 25 is **VACATED**.

IT IS SO ORDERED.

Dated: August 8, 2011.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE